

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DON WILKIE,

Plaintiff

v.

**LUZERNE COUNTY and AMERICAN
FEDERATION OF STATE, COUNTY,
AND MUNICIPAL EMPLOYEES,
Defendants**

No. 3:14cv462

(Judge Munley)

ORDER

AND NOW, to wit, this 6th day of October 2014, it is hereby **ORDERED** that Defendant Luzerne County's (hereinafter "the County") motion to dismiss (Doc. 13) is **GRANTED** with respect to (1) plaintiff's claims for punitive damages as against the County; (2) plaintiff's claim for compensatory damages in Count II of the complaint (Doc. 1); and (3) plaintiff's demand for a jury trial on Count II of the complaint.

BY THE COURT:

s/ James M. Munley

JUDGE JAMES M. MUNLEY

United States District Court